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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECHNOLOGY CENTER 2800

In re Application

Inventor(s): DAVID CHAO et al.

SC/Serial No.: 09/369,026

Filed: August 4, 1999

Title: EYE-WEAR WITH MAGNETS

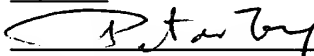
PATENT APPLICATION

Art Unit: 2873

Examiner: H. Dang

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to **Assistant Commissioner for Patents, Washington, D.C. 20231**, on February 16, 2000.

 (Attorney Signature)  
Peter P. Tong, Reg. No. 35,757  
Signature Date: February 16, 2000

**TERMINAL DISCLAIMER TRANSMITTAL LETTER**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted with this communication in connection with the above-identified application are the following:

- ☒ **TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT**
- ☐ **TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION**
- ☐ **CERTIFICATE OF OWNERSHIP UNDER 37 C.F.R. §3.73(b)**
- ☒ **A PETITION FOR AN EXTENSION OF TIME UNDER 37 C.F.R. §1.136.**

The fee associated with this communication pursuant to 37 C.F.R. §1.20(d) has been calculated as shown below:

☒ A fee of      \$110.00 (large entity) ☒ \$55.00 (small entity) is due.

☒ A fee for extension of time for response under 37 C.F.R. §1.136 filed within one month after the original time for response of \$ 55.00 is due.

☒ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established.

The total fee required with this communication is \$ 110.00 and is to be paid as follows:

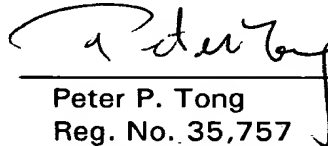
☐ Please charge Deposit Account No. 06-1325 in the amount of \$ \_\_\_\_\_. A duplicate copy of this authorization is enclosed.

☒ A check in the amount of \$ 110.00 is enclosed.

☒ The Commissioner is hereby authorized to charge underpayment of any other fees associated with this communication or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: Feb. 16, 2000

By:   
Peter P. Tong  
Reg. No. 35,757  
(408) 748-7300

FLIESLER, DUBB, MEYER & LOVEJOY LLP  
Four Embarcadero Center, Suite 400  
San Francisco, California 94111-4156  
Telephone: (415) 362-3800



CA 2873

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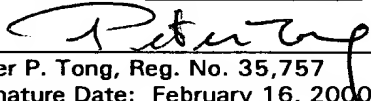
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 (Attorney Signature)  
Peter P. Tong, Reg. No. 35,757  
Signature Date: February 16, 2000

**RESPONSE TRANSMITTAL LETTER**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted with this communication in connection with the above-identified application are the following:

- ☒ A Response under 37 C.F.R. §1.111 to the Office Action dated 11/10/99.
- ☐ A Response under 37 C.F.R. §1.116 to the Office Action dated \_\_\_\_.
- ☒ A Petition for an Extension of Time under 37 C.F.R. §1.136.
- ☐ A Statement pursuant to 37 C.F.R. §1.27 to establish small entity status under 37 C.F.R. §1.9(f).
- ☐ An Information Disclosure Statement pursuant to 37 C.F.R. §1.56.
- ☒ A Terminal Disclaimer.

The fee associated with this communication has been calculated as shown below:

- ☐ No fee is required with this communication.
- ☒ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established.
- ☒ A fee for extension of time for response under 37 C.F.R. §1.136 filed within one month(s) after the original time for response of \$ 55.00 is due.
- ☐ A fee of \$ 240.00 is due for the submission of the accompanying Information Disclosure Statement.
- ☐ A fee for addition of claims under 37 C.F.R. §1.17 is due as follows:

Claims Remaining After Amendment	Highest Previously Paid For	Number Extra	Rate Small Entity/ Other Than Small Entity
Total Claims <u>22</u> - <u>22</u> = <u>0</u> * X			\$ 9.00 \$18.00 = \$ 0.00
Independent Claims <u>7</u> - <u>7</u> = <u>0</u> * X			\$39.00 \$78.00 = \$ 0.00
First Presentation of Multiple Dependent Claim(s) ____			\$130.00 \$260.00 = \$ 0.00

\*If the difference is less than zero, enter "0".

Additional Fee = \$ 0.00

The total fee required with this communication is \$ 55.00 and is to be paid as follows:

- ☐ Please charge Deposit Account No. 06-1325 in the amount of \$ \_\_\_\_\_. A duplicate copy of this authorization is enclosed.
- ☒ A check in the amount of \$ 55.00 is enclosed.


✓ The Commissioner is hereby authorized to charge underpayment of any fees, including the following fees, associated with this communication or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

✓ Any filing fees under 37 C.F.R. §1.16 for the presentation of additional claims.

✓ Any patent application processing fees under 37 C.F.R. §1.17 including any applicable fee for extension of time.

Respectfully submitted,

Date: Feb. 16, 2000

By:   
Peter P. Tong  
Reg. No. 35,757

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